

Report Criteria: Officer: Garner, Kenneth

Complaints Detail Rpt #9

Complaints By Officer / Division

Officer

Garner, Kenneth

Division	Date	Number	Investigator	Assigned	Type	Racial	Completed	Officer Disposition	Action Taken
Patrol	2/24/2009	09-004	Sgt. Goldsworthy	2/3/2009	Citizen - FORMAL	No	3/30/2009	Exonerated	None
Type Of Complaint									
#: 1 unprofessional conduct									
1/14/2010	10-002	Sgt. Goldsworthy	1/28/2010	Citizen - FORMAL	No	2/2/2010	Unfounded	Exonerated	None
Type Of Complaint									
#: 1 Harassment by Officer									
8/11/2010	10-015	Captain Murphy #	8/11/2010	Citizen - FORMAL	Yes	8/17/2010	Unfounded	Exonerated	None
Type Of Complaint									
#: 1 Abuse of authority									
#: 2 unprofessional conduct									
3/4/2011	11-002	Sgt Campbell	3/5/2011	Citizen - FORMAL	No	6/7/2011	Exonerated	Exonerated	None
Type Of Complaint									
#: 1 Excessive Use of Force									
4/11/2013	13-011	Sgt Helmert	4/22/2013	Citizen - Formal	No	5/15/2013	Unfounded	Exonerated	None
Type Of Complaint									
#: 1 Intimidation									
#: 2 Privacy Violation									
12/29/2015	16-002	Captain Patterso	1/8/2016	Citizen - Formal	No	1/21/2016	Exonerated	Exonerated	None
Type Of Complaint									
#: 1 Abandoned child									
#: 2 Excessive Use of Force									
#: 3 Illegal search									
#: 4 Unlawful arrest									

Bill This on 2
6 100.0% Of The Entries Garner, Kenneth Was Involved.

6 Different Complaints

9 Different Complaint Issues

1 Different Officers Involved

11 Totals Entries (Officers and Complaints Alleged)

Exhibit 17

Complete Details For 09-004

Date Complaint Taken:	2/26/2009	Date Occurred:	2/24/2009	Racial:	No	Case No.:		No. Type:	Phone	
Incident:	FORMAL Citizen Complaint				Type:	Citizen's		Occured:	On Duty	
Location Occurred:	Not Stated				District/Area:	Not Stated				
Complainant:					Sex:	Female	Race:	White		
Complainant's Address:					Home Phone:					
Cell Phone:				Business Phone:			Email Address:			
Assigned:	Sgt. Goldsworthy #119				Date Assigned:	2/3/2009	Days Case Due In:	30	Date Due:	3/5/2009
Current Case Disposition:	Exonerated				Date Completed:	3/30/2009				
Complainant Satisfaction:					Satisfaction Comments:					
Summary:	Ms. [REDACTED] feels Officer Garner has aggression issues that need to be addressed before they escalate. During the Mardi Gras day festivities she entered the parade route and was crossing between floats when confronted by Officer Garner. Garner allegedly grabbed her and spoke to her in an unprofessional manner.									
Complaint	Type Of Complaint unprofessional conduct	Description Rude			Complaint Disposition Exonerated					
Officer	Name Garner Kenneth	ID Number 205	Rank Patrolman 1st	Division Patrol		On Alert YES				
Witness	Name [REDACTED]	Sex F	Race Friend	Type of Witness Friend		Home Phone: [REDACTED]	Cell Phone: [REDACTED]			
	Bus Phone: [REDACTED]									
Narrative:	Ms. [REDACTED] and her 7 year old daughter were at the Mardi Gras day festivities and crossed a crowd control barricade to see contact people she knew on a float. She was confronted by Officer Garner who was responsible for that area and told not to cross the barricades, to which she told him he did not have to act like an ass (a comment she repeated twice). He then grabbed her and escorted her out of the parade area. She, and a witness of hers, believes he acted to harshly; however, the supervisor assigned to investigate this incident opined that Garner acted within reason.									

Garner - 659

Complete Details For 10-002

Date Complaint Taken:	1/14/2010	Date Occurred:	1/14/2010	Racial:	No	Case No.:	10-0000963	No. Type:	In Person	
Incident:	FORMAL Citizen Complaint				Type:	Citizen's		Occured:	On Duty	
Location Occurred:	Not Stated				District/Area:		Not Stated			
Complainant:				Sex:	Male	Race:	White			
Complainant's Address:				Home Phone:						
Cell Phone:				Business Phone:						
Assigned:	Sgt. Goldsworthy #119			Date Assigned:	1/28/2010		Days Case Due In:	7	Date Due:	2/4/2010
Current Case Disposition:	Unfounded			Date Completed:	2/2/2010					
Complainant Satisfaction:				Satisfaction Comments:						
Summary:	Mr. [REDACTED] felt Biloxi officers were harassing him on several occasions, however he could only point out two actual situations. One was a 911 hang up from his residence and another was an accident he was involved in.									
Complaint	Type Of Complaint	Description			Complaint Disposition					
	Harassment by Officer	Harassment			Unfounded					
Officer	Name	ID Number	Rank	Division			On Alert			
	Gamer, Kenneth	205	Patrolman 1st	Patrol			NO			
	Palmer, Eugene	149	Patrolman 1st	Patrol			YES			
Narrative:	Mr. [REDACTED] reported that he feels several Biloxi officers are harassing him when in is in the city or at home. He could only show two incidents one at home and one where he was involved in a traffic accident. He recently decided to file the complaint after he was told the ticket for the accident was not being dropped and he needed to dispute the ticket in court. When speaking with Mr. [REDACTED] became very erratic in his behavior and seemed paranoid while speaking with me. He started to yell on the phone and when I asked him to calm down by using his name he started to scream "how do you know my name?" "You're one of them aren't you?" He only settled down after I spent several minutes repeating myself and telling him he provided the name to dispatch as part of the complaint. The third time we spoke his main concern again was to have the tickets dropped. He was told that all the information I collected lead me to believe the only issue was the tickets not harassment. He stated that he had went to the Directors office at the police department and had the chiefs office handling the complaint. When speaking with the Director he advised me to close out the investigation. I feel the officers did nothing to show harassment towards Mr. [REDACTED]. Therefore I am closing the complaint as unfounded.									

Garner - 660

Complete Details For 10-015

Date Complaint Taken:	8/11/2010	Date Occurred:	8/11/2010	Racial:	Yes	Case No.:	10-19441	No. Type:	In Person	
Incident:	FORMAL Citizen Complaint				Type:	Citizen's		Occured:	On Duty	
Location Occurred:	Not Stated						District/Area:	Not Stated		
Complainant:					Sex:	Male	Race:	African American		
Complainant's Address:							Home Phone:			
Cell Phone:							Email Address:			
Assigned:	Captain Murphy #72				Date Assigned:	8/11/2010	Days Case Due In:	7	Date Due:	8/18/2010
Current Case Disposition:	Unfounded				Date Completed:	8/17/2010				
Complainant Satisfaction:					Satisfaction Comments:					
Summary:	Mr. [REDACTED] Filed a complaint after being arrested for abuse of 911. Mr. [REDACTED] was at home when Officers contacted him while looking for a wanted fugitive. Mr. [REDACTED] stated the officers were aggressive toward him and attempted to enter his house without permission.									

Garner - 661

Complaint	Type Of Complaint	Description	Complaint Disposition			
	Abuse of authority	tried to enter house without permission	Unfounded			
	unprofessional conduct	aggressive looks	Unfounded			
Officer	Name	ID Number	Rank	Division	On Alert	
	Dedual, Matthew	146	Patrolman 3rd	Patrol	NO	
	Gamer, Kenneth	205	Patrolman 1st	Patrol	YES	
Witness	Name	Sex	Race	Type of Witness		
	[REDACTED]	f	African American	Neighbor	Home Phone: H # [REDACTED]	
	[REDACTED]			Bus Phone: H # [REDACTED]	Cell Phone: H # [REDACTED]	
	Witness Notes: was sitting across the street at time of incident.					
Witness	Name	Sex	Race	Type of Witness		
	[REDACTED] African American	f	African American	wife	Home Phone:	
	[REDACTED] African American			Bus Phone:	Cell Phone:	
	Witness Notes:					
Narrative:	Complaint Investigation					
	On 08/11/10 at approximately 2208 hours, Mr. [REDACTED] requested to speak with a Supervisor in reference to a complaint on Officer Gamer #205. I met with Mr. [REDACTED] in the front lobby where he handed me a written two-page complaint. I reviewed the complaint and found it to be a class two type. I requested Mr. [REDACTED] explain what happened. Mr. [REDACTED] stated Officer Gamer was aggressively banging on the door. Mr. [REDACTED] answered the door and Officer Gamer started aggressively entering the home. Mr. [REDACTED] then states that he did not know what was going on and stopped Officer Gamer by stepping in front of him. Mr. [REDACTED]					

Complete Details For 10-015

states that Officer Garner mention that Mr. [REDACTED] son might be in the house and repeatedly attempt to enter the house aggressively. Mr. [REDACTED] states that Officer Garner was very aggressive and repeated that if Mr. [REDACTED] was harboring a fugitive, he was going to jail. Mr. [REDACTED] states Officer Garner informed him of this at least four times. Mr. [REDACTED] stated he told Officer Garner that he "could not enter his house like that". Mr. [REDACTED] asked Officer Garner to step outside and talk about his son. Mr. [REDACTED] continues, stating that Officer Garner told him that he was going to search his property without his permission even after Mr. [REDACTED] asked if there was any probable cause. Mr. [REDACTED] then stated he received an aggressive look from Officer Garner who continued to patrol his property. Mr. [REDACTED] stated he then called 911 because he asked Officer Garner to leave four or five time and because of Officer Garner's attitude. Mr. [REDACTED] stated he called to have another Officer respond. He did not know what Officer Garner was capable of or what he would do. Mr. [REDACTED] expressed that Officer Garner had no professionalism, courtesy or respect for Mr. [REDACTED].

I found several descriptive actions, reported by Mr. [REDACTED] to have been committed by Officer Garner lacking in clarity. In addition, several inconsistencies between his written statement and his verbal statement. When I questioned Mr. [REDACTED], he was unable to articulate how Officer Garner was aggressively trying to enter his house. Mr. [REDACTED] was question directly, if Officer Garner pushed him, attempted to step past him or threatened him. Mr. [REDACTED] stated "no". When asked what was aggressive, Mr. [REDACTED] stated, "he would have entered the house if I let him." Mr. [REDACTED] was asked again, what was aggressive about Officer Garner's actions. Mr. [REDACTED] was asked how Officer Garner aggressively looked at him. Mr. [REDACTED] could only state, "by tilting his head". Mr. [REDACTED] stated that maybe I would not see them as aggressive but he felt they were. Mr. [REDACTED] was asked if at any time he asked to speak with a supervisor or a different Officer. He stated no, because the officers would not have listened.

Officer Garner was advised of the written complaint. He was directed to down load any video / audio of the incident and complete a narrative about the incident. Officers Dedual and Manning were given the same instructions.

Officer Garner was interviewed and stated he was dispatched to [REDACTED] after Dispatch received a BOLO. The BOLO was from the US Army listing B/M Rion [REDACTED] as a wanted, with Armed and Dangerous, Violent Tendencies warning. The BOLO listed [REDACTED] as possibly living at [REDACTED]. Officer Garner stated He and Officer Dedual arrived on scene, Officer Dedual moved to the rear of the property and he moved to the front door. Officer Garner stated he opened the glass door and knocked on the inner wooden door. Someone asked, "Who is it" Officer Garner replied "Biloxi Police Department". Mr. [REDACTED] opened the wooden door and Officer Garner opened the glass door asking, "Is this [REDACTED]". Officer Garner placed his lead foot on the threshold of the door.

Officer Garner then asked if [REDACTED] was there. Mr. [REDACTED] responded with a hesitant "no". Officer Garner then asked if he could check the residence to ensure the suspect was not in the home. Mr. [REDACTED] then stated he did not want Officer Garner to enter. Officer Garner advised Mr. [REDACTED] that his son, [REDACTED] was a wanted fugitive. Mr. [REDACTED] stated he was aware of this and that his son had turned himself in to the military and Officer Garner needed to check with them. Officer Garner informed Mr. [REDACTED] the military had requested us to check for his son who was still wanted. Mr. [REDACTED] looked back toward the kitchen and stated [REDACTED] was not in the home. Officer Garner asked again if he could check the home. Mr. [REDACTED] refused. Officer Garner stated that because of Mr. [REDACTED] hesitation and looking toward the kitchen, he told Mr. [REDACTED] that if his son was in the home, he could be arrested for harboring a fugitive. Mr. [REDACTED] became upset and told Officer Garner he would speak to him outside. Once outside, Officer Garner stated, Mr. [REDACTED] accused him of trying to force his way into the house. Officer Garner told Mr. [REDACTED] he never crossed the threshold. Mr. [REDACTED] replied that Officer Garner was ready to walk in the house. Officer Garner then stated Mr. [REDACTED] demanded he call Lt. Darden and stated he could check the house. Mr. [REDACTED] stated he knew the law and implied that Officer Garner had force his way into home. Officer Garner stated that Mr. [REDACTED] asked him to leave.

Officer Garner stated he told Mr. [REDACTED] he was leaving and turned to walk away when Mr. [REDACTED] began to yell at Officer Garner to leave a different way. Mr. [REDACTED] then started yelling this is "my property" and Officer Garner had no right to stay on the property. Officer Garner stated he tried to explain to Mr. [REDACTED] that he was attempting to contact Officer Dedual who was at the rear of the house. Officer Garner stated he walk to the rear of the house and told Officer Dedual that they were leaving. While doing this, Mr. [REDACTED] yelled that he was calling the law and demanded Officer Garner's name and badge number. Officer Garner gave both to Mr. [REDACTED]. Officer Garner stated he walk out of the yard toward his unit when Mr. [REDACTED] followed them into the roadway. Officer Garner stated he heard Mr. [REDACTED] speaking on his cell phone stating something to the effect that he was having problems with a couple of officers. Officer Garner contacted dispatch by radio and confirmed that Mr. [REDACTED] was calling dispatch by use of 911. Dispatch confirmed this and Mr. [REDACTED] was arrested for abuse of 911. Officer Garner stated that Mr. [REDACTED] was cooperative and did not resist the arrest but did yell for his wife to call Lt. Darden. While at the station, Mr. [REDACTED] states to Officer Garner that he is friends with Mayor Holloway, Director Miller, and Councilmen Stallworth.

Officer DeDual's narrative and statement are consistent with Officer Garner's. Officer DeDual was at the rear of the house, did not witness anything until Officer Garner came to the rear, and told him they were leaving. Officer DeDual's is walking to his unit when Mr. [REDACTED] demand his name and badge number. Officer DeDual give the information to Mr. [REDACTED] who is talking to Dispatch requesting different officers respond. Officer DeDual states Officer Garner arrests Mr. Gines who yells for his wife to call "Darden". Officer DeDual then transports Mr. [REDACTED] to the station.

Complete Details For 10-015

Officer Manning's narrative and statement show he arrived as Mr. [REDACTED] was making the call to 911. Officer Manning's Statement is consistent with Officers Dedual and Garner.

On 08/15/10 at 1937 hours, I met with Mrs. [REDACTED] at [REDACTED]. Mrs. [REDACTED] was asked to describe what took place when her husband was arrested. Mrs. [REDACTED] stated she heard a knock on the door. She was in her sleeping attire and moved to the other room. Mr. [REDACTED] opened the door and met with Officer Garner. She stated that Officer Garner was trying to look into the house. Officer Garner asked what address this was and if [REDACTED] was home. Mrs. [REDACTED] then stated her husband told Officer Garner that he would talk with him outside and walked Officer Garner out, shutting the door. Mrs. [REDACTED] stated she did not hear anything after that until she hears her husband yelling. She looked out to see her husband in handcuffs. When asked directly if she would describe Officer Garner mannerisms as aggressive, abusive or threatening she stated "not while in the house."

I asked Mrs. [REDACTED] if she knew of any witnesses to the incident. She stated the neighbor across the street. I walked next door and spoke with Ms. [REDACTED]. She stated she watched as the officers arrived, one went to the back and one went to the front. Mrs. [REDACTED] opened the door. Mr. [REDACTED] then came to the door. The Officer then tried to walk in the house. Mr. [REDACTED] stopped the Officer and walked him outside to talking with the Officer about his son. The Officer "got smart" and Mr. [REDACTED] told the officer to get back to the gate. The Officer then said he had search warrant. Mr. [REDACTED] stated that he did not have any papers. The Officer then "ruffed up" Mr. [REDACTED]. Ms. [REDACTED] stated she was going to record the incident on her phone but decided not to. Ms. [REDACTED] was asked if the Officer ever pushed or hit Mr. [REDACTED]. Ms. Brimage stated that when the officer tried to enter the house, the officer pushed Mr. [REDACTED] back inside the house. Mr. [REDACTED] then walked the Officer out who then pushed him again. Ms. [REDACTED] stated that the Officer was cussing at Mr. [REDACTED] as well. Ms. [REDACTED] was asked to identify any other witnesses. She stated there were many people but they do not talk to police.

Garner - 663

I reviewed Officer Garner's audio recording of the incident and found that Officer Garner description of the incident were accurate. He knocks on the door, identifies himself. Explains why he is there and request to check the house for the [REDACTED]. Mr. [REDACTED] refused; Officer Garner warns that if he is in the house Mr. [REDACTED] could be arrested. Mr. [REDACTED] stated he understood and did not want Officer Garner to enter. Mr. [REDACTED] then states that Darden could check. Officer Garner tells Mr. [REDACTED] that he is leaving. Mr. [REDACTED] becomes loud and demands Officer Garner leave his property. Officer Garner tries to explain that Officer Dedual is at the rear of the house. Mr. [REDACTED] follows Officer Garner and escalates the incident. Mr. [REDACTED] tell Officer Garner that he is trespassing. Officer Garner attempt to explain to Mr. [REDACTED] that he is attempting to contact Officer Dedual. Mr. [REDACTED] calls 911 on his cell phone and requests more police to remove the police on scene. Mr. [REDACTED] demands to know the Officers name and badge number. Both Officers comply with his requests. Officer Garner checks with dispatch to see if he is in fact calling 911. Mr. [REDACTED] is arrested and yelled for his wife the call Lt. Darden

When I interviewed Mr. [REDACTED] his unable to articulate how Officer Garner was aggressively trying to enter his house. Mr. [REDACTED] was question directly, if Officer Garner pushed him, attempted to step past him or threatened him. Mr. [REDACTED] stated "no". When asked what was aggressive, Mr. [REDACTED] stated, "he would have entered the house if I let him." Mr. [REDACTED] was asked again, what was aggressive about Officer Garner's actions. Mr. [REDACTED] stated that maybe I would not see them as aggressive but he felt they were. Mr. [REDACTED] made other statements that were inconsistent with the recording. Mr. [REDACTED] written complaint states that "But Officer Garner told me ([REDACTED]) what he was going to do searching my property without permission even when I ask was there any probable cause". At no time does Officer Garner make any such statement. After Mr. [REDACTED] denies the request to search, Officer Garner tells Mr. [REDACTED] he is leaving.

Mrs. [REDACTED] was limited in what she saw and heard. Her statement does conflict with the recording or Officer Garner's statement.

Ms. [REDACTED]'s statement is inconsistent with Mr. [REDACTED] statement. Officer Garner's statement and the recording. Ms. [REDACTED] states she witnessed Officer Garner pushing Mr. [REDACTED] and entering the house. This never took place.

I believe that Officer Garner acted properly given the circumstances. Mr. [REDACTED] directly caused the escalation of the incident and his own arrest.

I find the complaint to be Unfounded (Allegation is false or not factual)

Mr. [REDACTED] was contacted on 08/17/10 and responded to my office. I played Officer Garner's audio and the 911-call recording for him. I explained my finding to him. He stated he did not agree.

Biloxi Police Department

Complete Details For 11-002

Date Complaint Taken:	3/4/2011	Date Occurred:	3/4/2011	Racial:	No	Case No.:	08-013245	No. Type:	In Person	
Incident:	FORMAL Citizen Complaint				Type:	Citizen's				
Location Occurred:	Not Stated				District/Area:		Not Stated			
Complainant:					Sex:	Female	Race:	White		
Complainant's Address:					Home Phone:					
Cell Phone:					Email Address:					
Assigned:	Sgt Campbell				Date Assigned:	3/5/2011	Days Case Due In:	7	Date Due:	3/12/2011
Current Case Disposition:	Exonerated				Date Completed:	6/7/2011				
Complainant Satisfaction:					Satisfaction Comments:					

Summary: While attempting to arrest [REDACTED] in apartment 112, at Beauvoir Manor Apartments, [REDACTED] reported she had been pushed out of the door way by Officer Garner. Ms. [REDACTED] said she heard a knock at the apartment door, answered the door and found Officers Cummings and Garner standing there. They asked for [REDACTED] explaining they needed to talk to him. Ms. [REDACTED] said she opened the door wider and stepped back, allowing the officers plenty of room for them to enter. She complained that when Officer Garner entered, for no reason, he placed his hands on her shoulders and shoved her out of the way. The shove caused her to go backwards into a table, causing her pain.

Complaint	Type Of Complaint	Description	Complaint Disposition
	Excessive Use of Force	Excessive Force	Exonerated

Officer	Name	ID Number	Rank	Division	On Alert
	Garner Kenneth	205	Patrolman 1st	Patrol	YES

Narrative: On 03/04/2011, I spoke to [REDACTED] at the front desk of the police department. She explained the complaint against Officer Garner using force against her to enter the apartment. I spoke to Officers Garner, Cummings and Moen about the incident. After speaking to each officer separately, and having them write narratives, I concluded Officer Garner was justified in using force to move Ms. [REDACTED]. It is my belief she was making the complaint against Officer Garner because he signed charges against her for interfering with a Police Officer. No Use of Force Report was done at the time due to MS [REDACTED] not being arrested that day. What force Officer Garner used that day to enter the apartment and move Ms. [REDACTED] from his path of travel toward [REDACTED] was justified. There was no audio recording since the transmitters were too far from the police units. I did review the video records and could hear the audio drop off the recordings. Officers Cummings, 223, and Moen, 150, were present during the incident and have written narratives.

Garner - 664

Complete Details For 13-011

Date Complaint Taken:	4/22/2013	Date Occurred:	4/11/2013	Racial:	No	Case No.:	13-006037	No. Type:	In Person
Incident:	Formal Citizen Complaint				Type:	Citizen's			
Location Occurred:	238 B. Rodenburg Avenue				District/Area:	Biloxi			
Complainant:					Sex:	Female	Race:	African American	
Complainant's Address:					Home Phone:	(228) 229-7882			
Cell Phone:	(228) 229-7882		Business Phone:			Email Address:			
Assigned:	Sgt Helmert				Date Assigned:	4/22/2013		Days Case Due In:	15
Current Case Disposition:	Unfounded				Date Completed:	5/15/2013		Date Due:	5/7/2013
Complainant Satisfaction:	Satisfaction Comments:								

Garner - 665

Summary: On 22 April 2013, [REDACTED] advised Investigators and Officers with the Biloxi Police Department entered her residence without a search warrant pointing rifles at her daughter, searched her residence, and then stayed inside the residence waiting on a search warrant. [REDACTED] specifically mentioned Investigators David Elliott, Kenneth Garner, Officer John Doucet and six to seven other unknown officers. Sergeant Chris Deback took the complaint and Peyton said she would not add any further without speaking with Sergeant Helmert. Helmert attempted to meet with [REDACTED] on 01 May 2013 but she was not able to meet. On 03 May 2013, [REDACTED] received a handwritten notarized statement from Peyton depicting the same circumstances. She specifically focuses on Officers pointing weapons at her daughter and the timing of her residence being secured along with the time the search warrant was signed.

<u>Complaint</u>	Type Of Complaint	Description	Complaint Disposition
	Intimidation	Excessive Force	Unfounded
	Privacy Violation	Rights Violation	Unfounded

<u>Officer</u>	Name	ID Number	Rank	Division	On Alert
	Doucet, John	048	Patrolman 1st	Patrol/Traffic	NO
	Elliott, David	209	Patrolman 1st	CID/SCU	NO
	Gamer, Kenneth	205	Patrolman 1st	Patrol	NO

<u>Witness</u>	Name	Sex	Race	Type of Witness	
	[REDACTED]	m	African American	Relative	Home Phone:
	[REDACTED]			Bus Phone:	Cell Phone:

Witness Notes: Mr. [REDACTED] provided no statement but was present during the time. Mr. [REDACTED] was arrested due to controlled substances recovered from the residence and advised the search was illegal at that time.

<u>Narrative:</u>	On 22 April 2013, [REDACTED] advised Investigators and Officers with the Biloxi Police Department entered her residence without a search warrant pointing rifles at her daughter, searched her residence, and then stayed inside the residence waiting on a search warrant. [REDACTED] specifically mentioned Investigators David Elliott, Kenneth Garner, Officer John Doucet and six to seven other unknown officers. Sergeant Chris Deback took the complaint and [REDACTED] said she would not add any further without speaking with Sergeant Helmert. Helmert attempted to meet with [REDACTED] on 01 May 2013 but she was not able to meet. On 03 May 2013, Helmert received a handwritten notarized statement from [REDACTED] depicting the same circumstances. She specifically focuses on Officers pointing weapons at her daughter and the timing of her residence being secured along with the
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Complete Details For 13-011

time the search warrant was signed.

Investigators from CID planned an operation searching for a subject who had an active felony Arrest Warrant for Robbery. The residence at [REDACTED] was identified as a location the subject had frequented. CID Investigators were assisted by members of the SCD and SRT in making contact at the residence due to the possibility of weapons being present. Once contact was established at the residence, Investigators were advised the subject was not at the residence but entry to verify was denied.

Investigator Garner was present with K-9 Jax who detected the odor of narcotics from within the residence at the front door. Justice Court Judge Fountain was advised and ordered the residence be secured pending the issuance of a Search Warrant due to the concerns for weapons and potential for destruction of evidence. Members of the SRT entered the residence and ensured it was secured with all occupants in a central location. The scene was then turned over to Investigator Garner. He was the only Biloxi Police Officer present for some period while Investigator Elliott typed a Search Warrant. He was later joined by Officer Aaron Allen. Both of which stayed on the front porch area while the occupants, [REDACTED] her daughter, and [REDACTED] were in the living room. Officer Doucet advised that while securing the residence no Officer pointed their weapons at any occupant and his after action report is attached to this complaint.

The two points of Ms. [REDACTED] complaint are unfounded based on the information obtained from the Officers involved and this investigation.

Garner - 666

Complete Details For 16-002

Date Complaint Taken:	1/8/2016	Date Occurred:	12/29/2015	Racial:	No	Case No.:	15-031906	No. Type:	Phone
Incident:	Formal Citizen Complaint				Type:	Citizen's			
Location Occurred:	998 Cedar Lake Rd				District/Area:	Biloxi			
Complainant:					Sex:	Female	Race:	White	
Complainant's Address:					Home Phone:	228-3045			
Cell Phone:					Email Address:				
Assigned:	Captain Patterson 1/14/2016				Date Assigned:	1/8/2016	Days Case Due In:		
Current Case Disposition:	Exonerated				Date Completed:	1/21/2016	Date Due:		
Complainant Satisfaction:	did not respond				Satisfaction Comments:				
Summary:	Ms. [REDACTED] is complaining that officers illegally searched her purse, used excessive force, and had no grounds to arrest her. She also claims that officers abandoned her seven year old daughter at Waffle House.								

Complaint	Type Of Complaint	Description	Complaint Disposition
	Abandoned child	Abandoned child after arrest	Exonerated
	Excessive Use of Force	Physically abusive	Exonerated
	Illegal search	Unlawful Search	Exonerated
	Unlawful arrest	Arrested without cause	Exonerated
Officer	Name	ID Number	Rank
	Garner, Kenneth	205	Sergeant
	Manning, Kit	180	Patrolman 1st
	Division	On Alert	
	Patrol	YES	
	Patrol	YES	

Narrative:	On 01/08/2016, I spoke to Ms. [REDACTED] by phone when she was referred to me by the Chief's Office. She had been arrested on 12/29/2015 and wanted to make a complaint about her treatment. Below are her complaints, not necessarily in the order she presented them. 1) While she was eating breakfast at the Cedar Lake Waffle House, Officer Manning, without explanation, grabbed her purse and searched it. He then arrested her for no reason and physically abused her. I requested and received a copy of the surveillance tape from Waffle House which clearly shows Officer Manning enter the Waffle House and engage Ms. [REDACTED] in conversation for several minutes. According to Officer Manning's report, he asked Ms. [REDACTED] for her identification and explained why he was there. The video also showed that Ms. [REDACTED] never was served any breakfast as she claimed. Her behavior on the tape showed that she could not sit still. She was swaying back and forth in her seat and had both hands above her head for several minutes playing with her hair. Ms. [REDACTED] appeared to be under the influence of an unknown substance and fumbled around in her purse for several minutes, never producing any identification. She was also trying to shield the purse from Officer Manning. Sgt Garner had arrived on scene and also observed that Ms. [REDACTED] appeared to be trying to keep Officer Manning away from her purse. Officer Manning decided he was going to arrest her and asked her to come outside so the young juvenile, which turned out to be her daughter, would not have to see the arrest. Ms. [REDACTED] was clutching a smaller purse which she removed from her larger purse and refused any attempt by Officer Manning to remove it. Both officers attempted to lead Ms. [REDACTED] outside but she became physically resistive. Officers had no choice but to make the arrest inside the Waffle House. Ms. [REDACTED] became combative and had to be taken to the ground and handcuffed. 2) Ms. [REDACTED] claimed that she was physically abused by the officers. She claimed that she had bruising all over her body from the officers beating her with her hands cuffed behind her back. She was screaming that her back was hurt and she could not breathe. Her actions in the rear seat did not support her complaint.
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Complete Details For 16-002

Her actions would support how she became bruised but it was by her own actions of rolling and thrashing around in the rear seat. Ms [REDACTED] was transported by Officer Manning to Merit Health to be medically checked since she was complaining about her back. At Merit Health, Ms [REDACTED] continued to be combative and uncooperative with the ER staff. She had to be handcuffed to the gurney for the protection of the ER staff. She remained uncooperative to the point the ER staff could not perform any medical procedures or further evaluate her. The ER staff released Ms [REDACTED] back to the officers for transport to BPD. Lt McKaig responded to Merit Health and much of Ms [REDACTED] behavior was captured on his body camera which I also reviewed. SLMs [REDACTED] claimed that officers abandoned her daughter at the Waffle House.

As Ms [REDACTED] was being arrested, a Waffle House employee took the juvenile from the bar area to a table away from where the officers were having to struggle with Ms [REDACTED]. Once Ms [REDACTED] was secure, officers started trying to make arrangements for the juvenile. DHS was contacted and responded. An adult daughter of Ms [REDACTED] came to the Waffle House and DHS turned the juvenile over to her. Officer Keckler had responded to the Waffle House and remained there until the disposition of the juvenile was decided. Ms Clark from Hancock County DHS is handling the case.

I have concluded that the officers involved in this incident committed no violations of policy and their actions were completely justified. Officer Manning was investigating a reckless driving complaint and spoke to the reporting person at the Waffle House. The R/P had followed Ms [REDACTED] and identified her to Officer Manning. This was enough for Officer Manning to continue his investigation. Ms [REDACTED]s actions in the Waffle House justified an arrest. The purse she was trying to keep away from the officers contained a plastic baggie with a straw and a substance that tested positive for methamphetamine. Ms [REDACTED] is clearly heard on Officer Manning's L3 saying that her daughter gave her the plastic baggie and that it contained Epsom salt. When I spoke to Ms [REDACTED], she told me a friend gave her the Epsom salt for her injured finger. The substance has been sent to the crime lab for the official results but I have been informed that Epsom salt would not give a positive indication for meth. During my several conversations with Ms [REDACTED], she stated that she wanted all the charges against her dropped and an apology from the officers. She stated that she has contacted the District Attorney's Office and filed an online complaint with the State Attorney General's Office. I have not heard from either office and doubt she contacted them.

I called Ms [REDACTED]s number but her husband answered. Since Ms [REDACTED] told me in our conversations that her husband was aware of the complaint and he wanted to sign charges against the officers for abandoning her daughter. I felt it was appropriate to let him know the results of my investigation. I told him that there was no wrong doing by the officers. I told him that if his wife had any questions she could call me and I would explain it to her.

Garner - 668

**Biloxi Department of Police
Citizen's Complaint Form**

16-002

Complainant Information

Last Name: [REDACTED] First Name: [REDACTED]
Address: [REDACTED]

Home Phone: [REDACTED] Work Phone: [REDACTED]

How Was Complaint Received:

In Person By Phone Mail In Anonymous

Date and Time Complaint Received: 01/08/16

Supervisor Receiving Complaint: Capt. Patterson

Incident Overview

Officer Involved (Name and Badge #): Manning 180

Officer Involved (Name and Badge #): Sgt Garner 205

Ms [REDACTED] is complaining that officers illegally searched her purse, used excessive force, and had no grounds for arresting her. She also claimed that officers abandoned her seven year old child at the Waffle House.

Unit Assign Investigation Patrol CID/SCU PSU Other

Officer Assigned to Investigate: Capt Patterson

Date Assigned: 01/08/16 Date Completed: 01/21/16

Disposition

<input type="checkbox"/> Unfounded	<input type="checkbox"/> Sustained	<input type="checkbox"/> Not Sustained
<input checked="" type="checkbox"/> Exonerated	<input type="checkbox"/> Sustained/Other	<input type="checkbox"/> Partially Substantiated

Review

Division Commander: [Signature] Date: 2/3/16

Asst. Chief of Police: [Signature] Date: 2/11/16

Director of Police: [Signature] Date: 2/15/16

Police Chief

John B. Miller



170 Porter Avenue

Biloxi, Mississippi 39530

Office: 228.435.6100

Fax: 228.374.1922

Day Shift Patrol Operations

January 21, 2016

[REDACTED]

Dear [REDACTED],

This is to advise you that the complaint you filed against members of this department has been completed. I find the complaint is not valid and the officers involved are exonerated.

I feel there is no reason for any further investigation. If you wish to discuss this matter with me, do not hesitate to contact my office.

Captain Steve Patterson

Garner - 670

On 01/08/2016, I spoke to Ms. [REDACTED] by phone when she was referred to me by the Chief's Office. She had been arrested on 12/29/2015 and wanted to make a complaint about her treatment. Below are her complaints, not necessarily in the order she presented them:

- 1) While she was eating breakfast at the Cedar Lake Waffle House, Officer Manning, without explanation, grabbed her purse and searched it. He then arrested her for no reason and physically abused her.

I requested and received a copy of the surveillance tape from Waffle House which clearly shows Officer Manning enter the Waffle House and engage Ms. [REDACTED] in conversation for several minutes. According to Officer Manning's report, he asked Ms. [REDACTED] for her identification and explained why he was there. The video also showed that Ms. [REDACTED] never was served any breakfast as she claimed. Her behavior on the tape showed that she could not sit still. She was swaying back and forth in her seat and had both hands above her head for several minutes playing with her hair. Ms. [REDACTED] appeared to be under the influence of an unknown substance and fumbled around in her purse for several minutes, never producing any identification. She was also trying to shield the purse from Officer Manning. Sgt Garner had arrived on scene and also observed that Ms. [REDACTED] appeared to be trying to keep Officer Manning away from her purse. Officer Manning decided he was going to arrest her and asked her to come outside so the young juvenile, which turned out to be her daughter, would not have to see the arrest. Ms. [REDACTED] was clutching a smaller purse which she removed from her larger purse and refused any attempt by Officer Manning to remove it. Both officers attempted to lead Ms. [REDACTED] outside but she became physically resistive. Officers had no choice but to make the arrest inside the Waffle House. Ms. [REDACTED] became combative and had to be taken to the ground and handcuffed.

- 2) Ms. [REDACTED] claimed that she was physically abused by the officers. She claimed that she had bruising all over her body from the officers beating her.

I reviewed Officer Manning's L3 video and observed Ms. [REDACTED] in the rear seat of Manning's unit acting very erratic. She was screaming and moving all over the rear seat with her hands cuffed behind her back. She was screaming that her back was hurt and she could not breathe. Her actions in the rear seat did not support her complaint. Her actions would support how she became bruised but it was by her own actions of rolling and thrashing around in the rear seat.

Ms. [REDACTED] was transported by Officer Manning to Merit Health to be medically checked since she was complaining about her back. At Merit Health, Ms. [REDACTED] continued to be

combative and uncooperative with the ER staff. She had to be handcuffed to the gurney for the protection of the ER staff. She remained uncooperative to the point the ER staff could not perform any medical procedures or further evaluate her. The ER staff released Ms [REDACTED] back to the officers for transport to BPD. Lt McKaig responded to Merit Health and much of Ms [REDACTED] behavior was captured on his body camera which I also reviewed.

3) Ms [REDACTED] claimed that officers abandoned her daughter at the Waffle House.

As Ms [REDACTED] was being arrested, a Waffle House employee took the juvenile from the bar area to a table away from where the officers were having to struggle with Ms Ray. Once Ms [REDACTED] was secure, officers started trying to make arrangements for the juvenile. DHS was contacted and responded. An adult daughter of Ms [REDACTED] came to the Waffle House and DHS turned the juvenile over to her. Officer Keckler had responded to the Waffle House and remained there until the disposition of the juvenile was decided. Ms Clark from Hancock County DHS is handling the case.

I have concluded that the officers involved in this incident committed no violations of policy and their actions were completely justified. Officer Manning was investigating a reckless driving complaint and spoke to the reporting person at the Waffle House. The R/P had followed Ms [REDACTED] and identified her to Officer Manning. This was enough for Officer Manning to continue his investigation. Ms [REDACTED] actions in the Waffle House justified an arrest. The purse she was trying to keep away from the officers contained a plastic baggie with a straw and a substance that tested positive for methamphetamine. Ms [REDACTED] is clearly heard on Officer Manning's L3 saying that her daughter gave her the plastic baggie and that it contained Epsom salt. When I spoke to Ms [REDACTED] she told me a friend gave her the Epsom salt for her injured finger. The substance has been sent to the crime lab for the official results but I have been informed that Epsom salt would not give a positive indication for meth.

During my several conversations with Ms [REDACTED] she stated that she wanted all the charges against her dropped and an apology from the officers. She stated that she has contacted the District Attorney's Office and filed an online complaint with the State Attorney General's Office. I have not heard from either office and doubt she contacted them.

I called Ms [REDACTED]'s number but her husband answered. Since Ms [REDACTED] told me in our conversations that her husband was aware of the complaint and he wanted to sign

charges against the officers for abandoning her daughter, I felt it was appropriate to let him know the results of my investigation. I told him that there was no wrong doing by the officers. I told him that if his wife had any questions she could call me and I would explain it to her.



Captain Patterson

Day Shift Operations

Garner - 673

CONTAINS JUVENILE INFORMATION
BILOXI POLICE DEPARTMENT

Offense / Incident Report

GENERAL OFFENSE INFORMATION

Report Type: Cumulative Report

Agency	BILOXI POLICE	Location	998 CEDAR LAKE RD
Case #	15-031906	BILOXI MISSISSIPPI 39532	
File #			
Description	DISORDERLY CONDUCT / RESISTING ARREST / CHILD ENDANGERMENT / POSSESSION		
Incident Status	CONTROLLED SUBS ACTIVE	From Date/Time	12/29/2015 10:10
		To Date/Time	12/29/2015 10:35
		Report Date	12/29/2015 10:35
Reporting Officer	MANNING, KIT	Initial Rep. Date	12/29/2015 10:35

OFFENSE(S)

Offense	RESISTING OR OBSTRUCTING ARREST (MISD)		
Statute	97-9-73		
Attempt Status	COMPLETED		
Offense Status	ACTIVE		
Location	RESTAURANT		
Computer	N	Alcohol	N
Weapons			
Criminal Activity			
Bias Type		Bias	
		Motivation	
Offense	DISORDERLY CONDUCT; INTERFERENCE WITH BUSINESS, CUSTOMERS, INVITEES, ETC (MISD)		
Statute	97-35-5		
Attempt Status	COMPLETED		
Offense Status	ACTIVE		
Location	RESTAURANT		
Computer	N	Alcohol	N
Weapons			
Criminal Activity			
Bias Type		Bias	
		Motivation	

Offense	DRIVING UNDER THE INFLUENCE-CHILD ENDANGERMENT-NO INJURIES 1ST (MISD)		
Statute	63-11-30		
Attempt Status	COMPLETED		
Offense Status	ACTIVE		
Location	RESTAURANT		
Computer	N	Alcohol	N
Weapons			
Criminal Activity			
Bias Type	Bias Motivation		
Offense	POSSESSION OF CONTROLLED SUBSTANCE SCHEDULE 1 OR 2 - (F) (SCHD) (FEL)		
Statute	41-29-139		
Attempt Status	COMPLETED		
Offense Status	ACTIVE		
Location	RESTAURANT		
Computer	N	Alcohol	N
Weapons			
Criminal Activity	POSSESSING/CONCEALING		
Bias Type	Bias Motivation		
Offense	POSSESSION OF CONTROLLED SUBSTANCE SCHEDULE 3, 4 OR 5 -MISD (SCHD)		
Statute	41-29-139(c)(3)(A)		
Attempt Status	COMPLETED		
Offense Status	ACTIVE		
Location	JAIL/PRISON		
Computer	N	Alcohol	N
Weapons			
Criminal Activity			
Bias Type	Bias Motivation		

COMPLAINANT

Name			Phone		
Address			DOB	(34)	
Race	W	Ethnic	N	Sex	M
Height	Weight		Hair		Eyes
S.S.N.	DL & St. *****		JRN#		

VICTIM(S)

Name	STATE OF MISSISSIPPI,			Phone	_____
Address				DOB	
Race	Ethnic	Sex		Eyes	
Height	Weight	Hair			
S.S.N.	DL.& St.	JRN#			
Type of Victim	Victim Of	Injury Type			
Homicide/Assault Circumstance					
Name				Phone	_____
Address				DOB	(7)
Race W	Ethnic N	Sex F		Eyes	
Height	Weight	Hair			
S.S.N.	DL. & St.	JRN#			
Type of Victim	Victim Of	Injury Type			
Homicide/Assault Circumstance					

SUBJECT(S)

Name				Phone	_____
Address				DOB	(42)
Race W	Ethnic N	Sex F		Eyes	BRO
Height 5'09"	Weight 145	Hair BRO			
S.S.N. ****-**-***	DL & St. *****	JRN#			
Sub. ARRESTEE	Arrest ID 15-007378	Citation #			
Type					
Notes					
7 MARCH 2016 PLA 2016					
Name				Phone	_____
Address				DOB	
Race W	Ethnic N	Sex F		Eyes	
Height	Weight	Hair			
S.S.N.	DL & St. *****	JRN#			
Sub. WITNESS	Arrest ID	Citation #			
Type					
Notes					
Name				Phone	_____
Address				DOB	(36)
Race W	Ethnic N	Sex F		Eyes	
Height	Weight	Hair			
S.S.N. ****-**-***	DL & St. *****	JRN#			
Sub. WITNESS	Arrest ID	Citation #			
Type					
Notes					

Name						
Address				Phone		
Race	W	Ethnic	N	Sex	F	DOB
Height	5'03"	Weight	125	Hair	BRO	Eyes
S.S.N.	***-**-****	DL & St.	*****	JRN#	BLU	
Sub.	WITNESS	Arrest ID	Citation #			
Type						
Notes						

Name						
Address				Phone		
Race	W	Ethnic	N	Sex	F	DOB
Height		Weight		Hair		Eyes
S.S.N.	-----	DL & St.	*****	JRN#		
Sub.	WITNESS	Arrest ID	Citation #			
Type						
Notes						

RELATIONSHIP(S)

Person A	Relationship	Person B
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VEHICLE(S)

Details	2004 HYUNDAI XG350 4-DOOR AUTOMOBILE				
VIN				Colors	WHITE
Plate No		State	MS	Year	2016
Impound	Type				

PROPERTY

Property Category	DRUGS/NARCOTICS	Loss Type	EVIDENCE
Description	180-01 BLACK HANDBAG CONTAINING SMALL BLACK BAG AND STRAW WITH PARAPHERNALIA		
Notes			
Make	Model	Style	
Serial No / VIN		Color	
Vehicle Year	Plate No/ State/ Type		
Loss Date	Loss Quantity	Loss Value	
Rec Date	Rec Quantity	Rec Value	
Drug Type	Drug Quantity	Drug UOM	

Property Category	DRUGS/NARCOTICS	Loss Type	SEIZED			
Description	180-02 CLEAR PLASTIC BAGGY WITH RED LINE CONTAINING WHITE CRYSTAL SUBSTANCE (METHAMPHETAMINE)					
Notes						
Make	Model	Style				
Serial No / VIN		Color				
Vehicle Year	Plate No/ State/ Type					
Loss Date	Loss Quantity	Loss Value				
Rec Date	Rec Quantity	Rec Value				
Drug Type	METHAMPHETAMINES	Drug Quantity 1.4	Drug UOM GRAMS			
Property Category	DRUGS/NARCOTICS	Loss Type	SEIZED			
Description	180-03 YELLOW TABLET LABELED E63					
Notes						
Make CLONAZEPAM	Model .5 MG	Style PILLS				
Serial No / VIN		Color YELLOW				
Vehicle Year	Plate No/ State/ Type					
Loss Date	Loss Quantity	Loss Value				
Rec Date	Rec Quantity	Rec Value				
Drug Type	SCHED 3, 4, & 5	Drug Quantity 1	Drug UOM DOSAGE UNITS			
Property Category	DRUGS/NARCOTICS	Loss Type	SEIZED			
Description	180-04 04 YELLOW PILLS LABELED E 63					
Notes						
Make NORCO	Model 10/350	Style PILLS				
Serial No / VIN		Color YELLOW				
Vehicle Year	Plate No/ State/ Type					
Loss Date	Loss Quantity 4	Loss Value				
Rec Date	Rec Quantity	Rec Value				
Drug Type	SCHED 3, 4, & 5	Drug Quantity 4	Drug UOM DOSAGE UNITS			
Property Category	DVD	Loss Type	EVIDENCE			
Description	Exhibit 135-01 DVD WITH BODY CAMERA VIDEO OF SUSPECT AT HOSPITAL					
Notes						
Make	Model	Style				
Serial No / VIN		Color				
Vehicle Year	Plate No/ State/ Type					
Loss Date	Loss Quantity	Loss Value				
Rec Date	Rec Quantity	Rec Value				
Drug Type	Drug Quantity	Drug UOM				

INVESTIGATOR

Name	GOTTE, PATRICK	Assigned Date	01/04/2016	Supplement No	0
Entered By	MANNING, KIT				
Officer	MANNING, KIT				
Supervisor					

Incident # 15-031906 (*)

Known person was observed in an intoxicated state, irrational, and resistive. While attempting to place her under arrest, subject resisted arrest, and was found to be in possession of methamphetamine. Known subject yelled and screamed, disrupting the business , and was in the company of her 7 year old daughter.

Incident # 15-031906

MANNING, KIT INVESTIGATIVE NARRATIVE

On 29 December 2015 at about 1013 all units assigned to the north sector of the city, were dispatched to a possible intoxicated driver, traveling eastbound on I10, with a young juvenile in the car. While in route to I10, dispatch advised that the reporting party (R/P), who had been following them since the 26 mile marker, had followed them to the Waffle House at 998 Cedar Lake Rd. When I arrived I met with [REDACTED], the R/P, in the parking lot, along with his wife [REDACTED] who was in the passenger seat. Both parties stated they had been following the white Hyundai with MS Tag Disabled [REDACTED] since the 26 MM. The [REDACTED]'s stated that at times the driver had almost ran other cars off the road, and had crossed into other lanes several times. The [REDACTED]'s stated that the driver appeared to be a small adult at first, since she was sitting so low in the seat, but when she sat up, they realized she was a full sized adult. [REDACTED] said that when the driver got out of the car, she walked as if she were intoxicated, and a female juvenile, he estimated to be about 8 years old got out of the car going inside.

[REDACTED] led me inside and pointed out the driver and the juvenile sitting just inside the door, at the counter. I walked up to the white female, identified myself, explained why I was there, and asked for some identification. The female, later identified as [REDACTED], said she had id in her purse, lifted the purse up to look in it, while appearing to shield my view of seeing in the purse. Sgt Garner #205, who was on scene, attempted to move to a position to see when [REDACTED] opened her purse, but she turned and obstructed his view as well. While talking to [REDACTED] I noticed that her eyes appeared dilated, with her pupils barely visible, they were so small. After several minutes of [REDACTED] fumbling around her purse, and not producing identification, I asked if I could look inside. [REDACTED] appeared reluctant, then reached into the purse, pulled out a black purse with a purple streak, and another clutch purse. As I reached for the large purse in an attempt to find some identification, [REDACTED] pulled back the two small clutch purses she had.

Since [REDACTED] was being so elusive, not providing any identification, and it appeared she was under the influence of a narcotic, I asked her to stand up, and step outside, with the intent of arresting her out of view of her child. As soon as [REDACTED] stood up, I reached for her left hand, in order to lead her outside, she pulled back and clutched the purse harder. I grabbed [REDACTED]'s wrist and the bag, and attempted to pull it from her grasp, in order to secure it, and handcuff her. Sgt Garner, on the other side of [REDACTED] was attempting to gain control of her right side. As [REDACTED] continued to struggle, she began screaming and attempting to pull away from us, but I was able to get her into a wrist and elbow lock to keep her from pulling away. Since she was struggling so hard, yet complaining she had a hurt back, Garner couldn't gain control of her right side, so we put [REDACTED] on the ground face down near the door.

Once on the ground I was able to handcuff the left wrist, and Garner managed to get her right hand out from under her body, and both hands were cuffed behind her back. [REDACTED] continued yelling and screaming, thrashing around, complaining she had a hurt back. Once we were able to get full control over [REDACTED], we got her off the ground, and moved her outside, so to stop disrupting the patrons inside the restaurant. We secured [REDACTED] inside the back seat of my patrol car, and Garner went back inside check on the 7 year old daughter that [REDACTED] had with her. Garner came back outside to advise that the waitress had taken the daughter into the office, so that she didn't see her mother acting the way she was. Checking in the bag that [REDACTED] had defended, I found another black bag, and a straw that had a white substance inside. Inside the smaller black pouch I found a plastic baggy, with a red strip along the top, containing what appeared to be rock cocaine. After further inspection, by Garner, it was determined that it was most likely Methamphetamine (Meth). I contacted the narcotics investigator, Gotte #230, who later arrived on scene, tested the substance, which indicated properties of Meth.

[REDACTED] had been yelling and threatening everyone around, she repeatedly said that she had a hurt back, and needed to go to her Doctor. [REDACTED] denied that the substance in the bag was Meth, insisting that it was Epsom Salts, and that her daughter had given it to her. [REDACTED] screamed and yelled in the back of my car, turning herself in several different directions, at times having her lower back and feet in the back window dash. [REDACTED] insisted that she needed Medical attention, and I told her that I

would transport her to Gulfport Memorial Hospital, but she demanded that she be taken to Merit Health (former Biloxi Regional). I transported [REDACTED] to Merit Health for evaluation, handcuffing her to the bed, since she was being so aggressive.

When the nurses and Doctor came into the room to check [REDACTED] out, she repeatedly yelled and screamed at them, even after they assured her they would help her if she would be still and cooperate with them. Medical personnel attempted to gather her temperature and blood pressure, but she pulled both instruments from her arms. Nurses repeatedly asked her to calm down and let them help her, and as they started to wheel her down the hall to get x-rays on her back, she continued yelling and thrashing around. The technician was unable to get [REDACTED] to be still long enough to take an x-ray, so she was transported back to the examination room, where she continued being erratic and refused to comply. Medical personnel stated they had done all they could, and released her back into our custody.

[REDACTED] continued her aggressive actions, and loud screaming throughout the booking process. Later [REDACTED] was transported to Harrison County Detention Center by Officer Moen #150. At about 1300 I was dispatched to the ADC, deputies had located more controlled substances on her person. On arrival Deputy Langfitt #291 advised that he had located four schedule 4 pills, and one schedule 3 pills. The pills were taken from Langfitt, returned to Biloxi PD where they were dropped into evidence.

Incident # 15-031906 (1)

GARNER, KENNETH L INVESTIGATIVE NARRATIVE

On 29 December 2015 the Biloxi Police Department received a call regarding a reckless driver on interstate 10 eastbound heading into Biloxi. Officer Manning and I were on a traffic stop on Lorraine Road when the call first came out. A short time later dispatch advised that the caller, later identified as [REDACTED], had followed the suspect to the Waffle House located at 998 Cedar Lake Road, and that he was standing by wanting to speak to the police.

Manning and I both responded. Manning arrived before I did, and by the time I was able to get through traffic Manning was already inside the restaurant speaking to the suspect, later identified as [REDACTED]. I went inside, but before going to Manning I used the restroom.

When I returned, Manning was continuing to converse with [REDACTED]. I heard [REDACTED] tell Manning that she had slipped discs in her back which caused her discomfort. Manning questioned her regarding drug use or alcohol consumption. I noticed [REDACTED] writhing in her chair; her upper body would move forward and back, she would grab her lower back, and in general would not sit still.

Manning asked her for identification. [REDACTED] reached into an over sized purse which was sitting to [REDACTED]'s left on the counter. I knew that Manning would not be able to see into the purse and tried to move to a position where I could make sure she would not pull a weapon. As I was doing this Manning asked [REDACTED] to set the purse on the stool next to her, so that he could see into the purse.

[REDACTED] produced a birth certificate and said that she did not have her driver license on her. Manning asked to see the birth certificate and [REDACTED] folded it up and put it back into her purse. [REDACTED] continued to dig around in her purse, but did not appear to me to be actually making an effort to locate an ID. Manning asked [REDACTED] if he could assist her with the search for her ID, and she agreed. Manning began to check the purse and its contents for a license.

About this time dispatch advised that the Pascagoula Police Department was in pursuit of a vehicle on I-10 and needed assistance. I started to walk out of the store to go assist, since I was the only unit close enough to help. Dispatch then advised to disregard the call. About that time Manning called out me "Hey, Keith!" I turned around and saw what had been a compliant and cooperative [REDACTED] clutching at a little black bag that Manning was holding and screaming "You don't have a right to search my stuff!"

I was not for sure what exactly was in the bag that Manning was holding, but I figured it must have been illegal since [REDACTED] was screaming and yelling about it. I heard Manning telling [REDACTED] to stop and put her hands behind her back. I grabbed [REDACTED] by the right arm and tried to pry her off of Manning. That did not work. I reached around [REDACTED]'s neck area with my right hand and applied pressure to her hypoglossal nerve pressure point on the left side of her neck with the tips of my first three fingers. At the same time, I leaned her head back into my chest to restrict her head movement so that the pressure point technique could be effective. This is technique taught in the academy, and is part of the PPCT (Pressure Point Control Technique) system.

I was able to take a step backwards and force [REDACTED] to separate from Manning. Manning was then able to grab a hold of [REDACTED]'s left arm. I transitioned to a "M.A.C.H. 1" control hold, which is taught in the "Controlled Force" defensive tactics system. "M.A.C.H." stands for Mechanical Advantage Control Hold, and is simply a way of manipulating a persons body using leverage against them.

Manning and I attempted to escort [REDACTED] outside, since by this point she was yelling to other patrons things like "Help me!" "Call the police!" "Dial 911!" "They are killing me!" "They broke my back!" and other similar types of statements. Manning and I assisted [REDACTED], who was also kicking and flailing around, to the floor. We were able to handcuff her eventually in the doorway leading outside.

█████'s seven year old daughter had been in the restaurant with her. By the time the fracas with █████ was over, I learned that the employees of Waffle House had removed the child to the office area, where she was eating. I spoke to the child and explained to her that her mom had made a mistake and would have to be put in time out for a while. The child asked me if that meant her mom was going to jail. I told her that it did but that it did not mean her mom was a bad person.

I asked dispatch to contact DHS. After several attempts at contacting DHS via phone and receiving no answer, dispatch had to contact the Gulfport Police Department to go by the office and contact a case worker. DHS case worker Shabrea Smith arrived on scene at 1142 (about an hour and five minutes after I asked dispatch to call them) and ultimately released the child to an older sister.

Incident # 15-031906 (2)

MCKAIG, TIM

I was called to the Waffle House at Cedar Lake for a use of force. Manning and Garner told me they had to take a highly intoxicated female to the floor to handcuff her. I viewed the in store video then proceeded to Merit Health ER to assist Manning with the female. She was already in an examination room when I got there. I turned on my body camera and recorded as much as I could. ((Ms. [REDACTED] jerked had her hand cuffs and)) screamed continuously while she was there. She kicked and yelled disparaging remarks at anyone. I made a video with my body camera and dropped the DVD in evidence. She had to be physically carried from the ER to the unit. Again when we started to take her to the county, she had to be carried from the booking room to the van.

Incident # 15-031906 (3)

LEWIS, JOHN S

* INVESTIGATIVE NARRATIVE *

While working as the booking officer I saw a white female enter the front desk cubicle who I recognized as a woman who had been arrested a few days prior by our agency. I later identified the woman as [REDACTED] who was arrested on 29 December 2015 for disorderly conduct, resisting arrest, child endangerment, and possession of controlled substance. [REDACTED] was very belligerent the day she was arrested and appeared to be under the influence of narcotics.

[REDACTED] told the front desk clerk Adam that she wanted to file a report because she had been arrested without being read her Miranda rights or told why she had been arrested. Adam explained to her that it sounded like she wanted to make a complaint against the officers, but [REDACTED] would not listen to Adam and talked over him as he tried to explain the situation. [REDACTED]'s husband was with her as well, but we did not get his name at the time they were at the station.

Adam called Lt McKaig 135 to advise him of [REDACTED] being at the front desk wanting a shift supervisor. However, [REDACTED] yelled out that she refused to speak with Lt McKaig because he was one of the officers she was accusing of mistreatment. It was at this point I tried to assist Adam by pulling up the case in RMS for him to view and I told Adam that I had physically witnessed [REDACTED]'s behavior the day she was arrested while she was in booking. Adam appeared frustrated with trying to explain what they needed to do, so I tried to assist him as best I could.

At first [REDACTED] said she had been assaulted by the arresting officers and her back was broken. However, she walked into the station without assistance and did not appear to be in any pain at the time she was here. When I tried to explain to her how to file her complaint, [REDACTED] then changed her mind and wanted to file a report for child endangerment against the officers. [REDACTED] said her seven (7) year old child had been left unattended at the Waffle House and given to a complete stranger after she was arrested. But I explained to her that Sgt Garner had waited with the child until the Department of Human Services (DHS) arrived on scene. [REDACTED] did not believe me and insisted her child had been given to a complete stranger.

[REDACTED] said she wanted to sign charges against the officer involved in her arrest, so I tried to explain to her (and her husband) the best way to file their complaint and allow the incident to be investigated. I provided them with a case card for the original incident and the names of the officers involved. [REDACTED] was not happy and called the Gulfport Police Department while in the cubicle to demand a police report be completed for the incident. I also explained for them to keep track of the court dates if they wished to contest the charges, as well as seek copies of the video evidence.

[REDACTED] and her husband departed soon afterwards. I recorded the majority of our interaction on my digital audio recorder for record. I advised Lt McKaig of her

complaint and told him I had the incident recorded if he needed it for record.

CRN# 15-031906

AFFIDAVIT Child Endangerment

STATE OF MISSISSIPPI
CITY OF BILOXI
COUNTY OF HARRISON

INV. OFFICER: _____
ARRAIGNMENT: _____
TRIAL DATE: _____
DEF. ATTORNEY: _____
PLEA: _____
DISPOSITION: _____

Before me Karen Kuncaid

(Deputy Clerk of the City of Biloxi)

NAME 180 MOUNTAIN ADDRESS _____ PHONE _____ makes oath that

against the peace and dignity of the CITY OF BILOXI, STATE OF MISSISSIPPI.

APPENDIX

Sworn to and subscribed before me this the 24 day of December, 2015.

WITNESS

ADDRESS

PHONE

White - Court

Yellow - Administration

Pink - Defendant

(Deputy) City Clerk

CRN# 15-031906

AFFIDAVIT DISORDERLY CONDUCT-INTERFERING WITH BUSINESS, ETC 97-35-5

STATE OF MISSISSIPPI
CITY OF BILOXI
COUNTY OF HARRISON

Before me Karen Kincaid (Deputy Court Clerk of the City of Biloxi)

Name 180 manning makes oath that

Name [REDACTED] Address [REDACTED] Phone [REDACTED]

on or about the 29 day of December, 2015, at 1035 o'clock (am) (pm), in said City

did willfully and unlawfully, while on the premises of 998 Cedar Lake Rd, a business engaged in business transactions with members of Waffle House, the public, to-wit: prevent or seek to prevent or interfere with other persons, expressly or impliedly invited upon said premises or prospective customers, coming into or frequenting such premises in the normal course of the operation of said business at 998 Cedar Lake Rd

against the peace and dignity of the CITY OF BILOXI, STATE OF MISSISSIPPI.


Karen Kincaid
AFFIANT

Sworn to and subscribed before me this 29 day of Dec, 2015


(DEPUTY) COURT CLERK

WITNESS

ADDRESS

PHONE

Garner - 689

CRN# 15-031906

AFFIDAVIT RESISTING ARREST 97-9-73

STATE OF MISSISSIPPI
CITY OF BILOXI
COUNTY OF HARRISON

Before me Karen Kincaid (Deputy Court Clerk of the City of Biloxi)

Name 180 Manning Address _____ Phone _____ makes oath that

Name _____ Address _____ Phone _____

on or about the 29 day of December, 2015, at 1035 o'clock (am) (pm), in said City

Putting away
did willfully and unlawfully resist by violence, threats, or in any other manner including running away, his lawful arrest by 180manning,
at state law enforcement officer

against the peace and dignity of the CITY OF BILOXI, STATE OF MISSISSIPPI.

Sworn to and subscribed before me this the 29 day of December, 2015

AFFIANT


(DEPUTY) COURT CLERK

WITNESS

ADDRESS

PHONE

Garner - 690

ARRESTEE PERSONAL PROPERTY INVENTORY

ARRESTEE NAME: [REDACTED]

CASE NUMBER: 15-031906

ARRESTING OFFICER: Maywing 186

BOOKING OFFICER: MWA 150

CURRENCY

DENOMINATION	NUMBER	TOTAL	DENOMINATION	NUMBER	TOTAL
\$100			\$1 (COIN)		
\$50			HALF DOLLAR		
\$20			QUARTER		
\$10			DIME		
\$5			NICKLE		
\$2			PENNY		
\$1					

TOTAL (PAPER CURRENCY): _____ TOTAL (COIN CURRENCY): _____

TOTAL CASH COUNT: _____ COUNTER AND VERIFIER INITIALS AND ID# _____

PERSONAL PROPERTY

ITEM	AMOUNT	ITEM	AMOUNT
Watch		Briggs	
Comb		Brush	
Lighter		Cigarettes	
Cigars		Knife	
Pen		Belt	
Earrings		Bracelet	
Necklace		Car Keys	
Other Keys		Wallet	
Purse	and Change	Glasses	
Hat		Coat	
Shirt		Cellular Phone	

OTHER ITEMS NOT LISTED ABOVE

CERTIFICATIONS

I CERTIFY THE ABOVE IS A TRUE AND CORRECT LIST OF MY PERSONAL PROPERTY AND CURRENCY AT THE TIME OF MY BOOKING

PRISONER SIGNATURE: Too Combative DATE: 12/29/15

I CERTIFY I RECEIVED ALL PERSONAL PROPERTY REMOVED FROM MY POSSESSION AT THE TIME OF BOOKING

PRISONER SIGNATURE: Too Combative DATE: 12/29/15RELEASING OFFICER: R.M. 150 DESK CLERK: _____

Garner - 691

3016 Longfellow Dr.
Bay St. Louis, MS 39520
(228) 467-2312
(228) 467-0657
bgill@moco.state.ms.us

**MS. Department of
Corrections**

Fax

12/15

To:	Biloxi Police Records	From:	Agent Gill
Fax:	228-435-6139-6144	Pages:	1
Phone:		Date:	1/15/216
Re:	[REDACTED]	cc:	
<input type="checkbox"/> Urgent <input type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input type="checkbox"/> Please Reply <input type="checkbox"/> Please Recycle			

Comments:

Will you please fax me the police report on [REDACTED]? She was arrested on December 29, 2015 for DUI and other charges.

Thank for your time in this matter.

Thank you,

Barbara B. Gill
Barbara B. Gill, PPA III

#15-031906

Biloxi Police Department
See Attached Record
Checked by [Signature]
Date 1-20-16

BILOXI POLICE DEPARTMENT
Media Report

-66-

-63-

-60-

-57-

-54-

-51



Name: NONE

File Type: OTHERS

Link To: NONE

Tatto/Scar:

Position:

Date: 01/02/2016

Notes: [REDACTED] - HCSO booking photo 29 December 2015

BILOXI POLICE DEPARTMENT

Impound Report

Module INCIDENTS	Agency BILOXI POLICE	Module ID No 15-031906	Impound No 15-003552
Vehicle	Year/Make 2004 HYUNDAI	Plate Number/State/Yr. JBY6453 MS 2016	
	Model XG350	VIN [REDACTED]	
	Style 4-DOOR AUTOMOBILE	Odometer	
	Color WHITE	Locked/Keys Present No No	
Owner / Driver	Owner Name [REDACTED]	Phone [REDACTED]	
	Owner Address [REDACTED]	[REDACTED]	
	Driver Name [REDACTED]	[REDACTED]	
	Driver Address [REDACTED]	Phone [REDACTED]	
Impound Info	Towed From [REDACTED]	[REDACTED]	
	Towed To [REDACTED]	[REDACTED]	
	Towed By COASTAL TOWING	Reason DRIVER ARRESTED	
	Impound Officer MANNING, KIT	Impound Date/Time 12/29/2015 10:53:00 AM	Rotation Yes
Condition 347	[REDACTED]		
Hold	Hold Reason		
	Hold Date/Time 12/29/2015 10:53:00 AM	Hold Officer	
	Special Instructions		
	Hold Released	Hold Released By	
Release	Release Date/Time	Released By	
	Released		
	Released To		Phone
	Verification		
Inventory	[REDACTED]		

BILOXI POLICE DEPARTMENT

Impound Inventory Report

Module INCIDENTS	Agency BILOXI POLICE	Module ID No 15-031906	Impound No 15-003552			
Inventory Details	Was the Owner Notified? If yes, how? When?		Vehicle Condition	Vehicle Damage		
	NO					
	Processed for Prints? NO	Wheel Covers? NO	Custom Wheels? NO	Floor Mats? NO	Were keys used? NO	Was vehicle wired? NO
	Radio Equipment <input type="checkbox"/> AM <input type="checkbox"/> CD Player <input type="checkbox"/> FM <input type="checkbox"/> CB Radio <input type="checkbox"/> Cassette Player <input type="checkbox"/> Other		Tools / Equipment <input type="checkbox"/> Spare Tire <input type="checkbox"/> Specialty Tools <input type="checkbox"/> Jack <input type="checkbox"/> Other <input type="checkbox"/> Mechanical Tools		Valuables	Cash Amt?
	Clothing <input type="checkbox"/> Male <input type="checkbox"/> Personal Papers <input type="checkbox"/> Female <input type="checkbox"/> Business Papers <input type="checkbox"/> Adult <input type="checkbox"/> Miscellaneous <input type="checkbox"/> Children		Contraband <input type="checkbox"/> Drugs <input type="checkbox"/> Burglary Tools <input type="checkbox"/> Counterfeit <input type="checkbox"/> Other <input type="checkbox"/> Stolen Property		Weapons <input type="checkbox"/> Rifles <input type="checkbox"/> Pistols <input type="checkbox"/> Knives <input type="checkbox"/> Other	

CITY OF BILOXI
UNIFORM ARREST/BOOKING FORM

Beat 7 Grid iX
Arrest # 15-007378

<input type="checkbox"/> JUVENILE	<input type="checkbox"/> SECURED IN HOLDING CELL	<input checked="" type="checkbox"/> CITIZEN	<input type="checkbox"/> NON-US CITIZEN
-----------------------------------	--	---	---

Case # 15-031906

Full Name of Person Arrested (Last, First, Middle)		Alias, Maiden, or Nickname	
--	--	----------------------------	--

Address of Arrestee	Street / House Number	City / State / Zip	Home Telephone Number
---------------------	-----------------------	--------------------	-----------------------

Note

DL/ID State	DL/ID Number	<input type="checkbox"/> New	<input type="checkbox"/> Expired	<input type="checkbox"/> Suspended	<input type="checkbox"/> ID Card	DL Type <input checked="" type="checkbox"/> Operators	DL/ID Expiration Date
-------------	--------------	------------------------------	----------------------------------	------------------------------------	----------------------------------	---	-----------------------

MS

202500

Commercial

7-2015

Occupation and Employer	<input checked="" type="checkbox"/> Unemployed	Social Security Number	<input type="checkbox"/> Same as DL
-------------------------	--	------------------------	-------------------------------------

Age	Sex	Race	Height	Weight	Hair Color	Eye Color	Shoe Size	Scars, Birth Marks, Tattoos, Amputations (use comments section at bottom of page if needed)
-----	-----	------	--------	--------	------------	-----------	-----------	---

42

F

White

509

145

Brown

Brown

10.5

ROSE RIGHT ANKLE

Date of Birth	Place of Birth (City & State)	Blood Type	Contact in Event of Emergency	Relationship
---------------	-------------------------------	------------	-------------------------------	--------------

COLLINS, MS

A+

Spouse

Convict's Address	Street / House Number	City / State / Zip	Home Telephone Number	Business Telephone Number
-------------------	-----------------------	--------------------	-----------------------	---------------------------

SAME

()

()

Date of Arrest	Time of Arrest	Location of Arrest	PLA	COURT CLERK USE ONLY Disposition
----------------	----------------	--------------------	-----	-------------------------------------

1035

Charge / Offense	<input checked="" type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor	<input type="checkbox"/> Traffic	Date of Offense	Court Date / Time	Bond Amount
------------------	--	--------------------------------------	----------------------------------	-----------------	-------------------	-------------

POCS (Schedule D)

12-29-2015

PENDING

10,000

Charge / Offense	<input type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor	<input type="checkbox"/> Traffic	Date of Offense	Court Date / Time	Bond Amount
------------------	---------------------------------	--------------------------------------	----------------------------------	-----------------	-------------------	-------------

Charge / Offense	<input type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor	<input type="checkbox"/> Traffic	Date of Offense	Court Date / Time	Bond Amount
------------------	---------------------------------	--------------------------------------	----------------------------------	-----------------	-------------------	-------------

Charge / Offense	<input type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor	<input type="checkbox"/> Traffic	Date of Offense	Court Date / Time	Bond Amount
------------------	---------------------------------	--------------------------------------	----------------------------------	-----------------	-------------------	-------------

Charge / Offense	<input type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor	<input type="checkbox"/> Traffic	Date of Offense	Court Date / Time	Bond Amount
------------------	---------------------------------	--------------------------------------	----------------------------------	-----------------	-------------------	-------------

C S <input type="checkbox"/> Released - NO Charge	<input checked="" type="checkbox"/> County Jail	<input type="checkbox"/> Family Court	Check All Items That Apply	Total Bond
U T <input type="checkbox"/> Released - Summons	<input type="checkbox"/> Juvenile Shelter	<input checked="" type="checkbox"/> Municipal Court	<input type="checkbox"/> Drinking	10,000
S A <input type="checkbox"/> Pre-Trial Release	<input type="checkbox"/> Juvenile Detention	1st 2nd	<input type="checkbox"/> Cooperative	Bond Authorized By
O T <input type="checkbox"/> Bond Company		Judicial	<input type="checkbox"/> Drunk	Strong
D S <input type="checkbox"/> Cash Bail Receipt #		Justice	<input checked="" type="checkbox"/> Resistive	Conditions of Bond if any
Y S <input type="checkbox"/> Cash Bail Receipt #		Circuit	<input type="checkbox"/> Drugs	
		Chancery	<input checked="" type="checkbox"/> Belligerent	

Arresting Officer (ID # and Name)	Assisting Officer(s) (ID # and Name)
-----------------------------------	--------------------------------------

180 MANNING

205 GARNER

How was Arrest Made?	<input type="checkbox"/> On View	<input checked="" type="checkbox"/> On Call	<input type="checkbox"/> Warrant	<input type="checkbox"/> Instanta	Assigned Booking Officer	Officer Completing Custody
----------------------	----------------------------------	---	----------------------------------	-----------------------------------	--------------------------	----------------------------

Judge	Date of Warrant	150 MOEN	180 MANNING
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Other Persons Arrested for Same Offense	<input checked="" type="checkbox"/> None	Translating Officer (ID # and Name)	Property Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
---	--	-------------------------------------	--

1.	2.	180 MANNING	
----	----	-------------	--

Fingerprinted Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Mug Shot Taken Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Telephone Call <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Refused	Detective Notified <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
---	--	---	--

By <u>100</u> <u>Christopher</u>	By <u>200</u> <u>Christopher</u>	# Called:	Name: <u>330 Grotto</u>
----------------------------------	----------------------------------	-----------	-------------------------

Individual Armed <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Vehicle Towed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Hold Placed On Vehicle? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Supervisor Notified <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
--	--	---	---

Weapon: <u>KCS</u>	By <u>KCS</u>	Authorized By	Name: <u>135 McKinley</u>
--------------------	---------------	---------------	---------------------------

Juvenile's Father or Guardian Name	Address	Telephone #	Contacted By
------------------------------------	---------	-------------	--------------

Juvenile's Mother or Guardian Name	Address	Telephone #	Contacted By
------------------------------------	---------	-------------	--------------

Release Date/Time	Released to	Where Held
-------------------	-------------	------------

Facility	Release Date/Time	Officer (# & Name)	Release Status (Bond/Time Served, Etc.)
----------	-------------------	--------------------	---

Adult Detention <input type="checkbox"/>	Juvenile Detention <input type="checkbox"/>	Shelter <input type="checkbox"/>	
--	---	----------------------------------	--

NCIC	NCIC #	Charges	Agency
------	--------	---------	--------

<input checked="" type="checkbox"/> Negative <input type="checkbox"/> Hit			
---	--	--	--

NCIC	County	Offense	Case Supervisor
------	--------	---------	-----------------

Defendants Rights Given By	Date	Time	Location	Witness(es)	Verbal <input type="checkbox"/>
----------------------------	------	------	----------	-------------	---------------------------------

Comments:	Form <input type="checkbox"/>
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Revised 2/2009

W/M
13

Garner - 701

CRN# 13-031906

AFFIDAVIT Child Endangerment

STATE OF MISSISSIPPI
CITY OF BILOXI
COUNTY OF HARRISON

INV. OFFICER: _____
ARRAIGNMENT: _____
TRIAL DATE: _____
DEF. ATTORNEY: _____
PLEA: _____
DISPOSITION: _____

Before me Karen Kunkard (Deputy Clerk of the City of Biloxi)

NAME 1801AGM:114 ADDRESS _____ PHONE _____ makes oath that
NAME _____ ADDRESS _____ PHONE _____

on or about the 29 day of December, 2015, at 1035 o'clock AM M., in said City did
Did willfully & unlawfully operate a vehicle while under the influence of meth
while having her 1 year old in the vehicle with her.

against the peace and dignity of the **CITY OF BILOXI, STATE OF MISSISSIPPI**

Sworn to and subscribed before me this 24th day of DECEMBER, 2015.

WITNESS _____ **ADDRESS** _____ **PHONE** _____
Karen Kunkard (Deputy) City Clerk

White - Court

Yellow - Administration

Pink - Defendant

CRN# 15-031906

AFFIDAVIT DISORDERLY CONDUCT-INTERFERING WITH BUSINESS, ETC 97-35-5

STATE OF MISSISSIPPI
CITY OF BILOXI
COUNTY OF HARRISON

Before me Karen Kincaid (Deputy Court Clerk of the City of Biloxi)

Name 180 Manning makes oath that

Name 180 Manning Address 22002 Bayview Blvd Phone 208-372-1111

on or about the 29 day of December, 2015, at 1035 o'clock (am) (pm), in said City

did willfully and unlawfully, while on the premises of 998 Cedar Lake Rd, a business engaged in business transactions with members of Waffle House, the public, to-wit: prevent or seek to prevent or interfere with other persons, expressly or impliedly invited upon said premises or prospective customers, coming into or frequenting such premises in the normal course of the operation of said business at 998 Cedar Lake Rd

against the peace and dignity of the CITY OF BILOXI, STATE OF MISSISSIPPI.

Karen Kincaid
AFFIANT

Sworn to and subscribed before me this the 29 day of Dec, 2015

DKR
(DEPUTY) COURT CLERK

WITNESS

ADDRESS

PHONE

Garner - 704

CRN# 15-031906

AFFIDAVIT RESISTING ARREST 97-9-73

STATE OF MISSISSIPPI
CITY OF BILOXI
COUNTY OF HARRISON

Before me Karen Kincaid (Deputy Court Clerk of the City of Biloxi)

Name 180 Manning Address — Phone — makes oath that

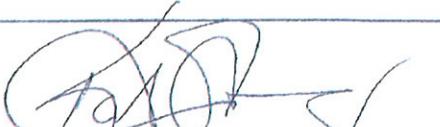
Name — Address 2202 Bayou Rd Phone 228-369-2771

on or about the 29 day of December, 2015, at 1035 o'clock (am) (pm), in said City

Putting Away did willfully and unlawfully resist by violence threats, or in any other manner including running away, his lawful arrest by 180manning, at state law enforcement officer

against the peace and dignity of the CITY OF BILOXI, STATE OF MISSISSIPPI.

Sworn to and subscribed before me this the 29 day of December 2015


AFFIANT

(DEPUTY) COURT CLERK

WITNESS

ADDRESS

PHONE

ARRESTEE PERSONAL PROPERTY INVENTORY

ARRESTEE NAME: [REDACTED]

CASE NUMBER: 15-031906

ARRESTING OFFICER: Maywing 180

BOOKING OFFICER: M.A.R. 150

CURRENCY

DENOMINATION	NUMBER	TOTAL	DENOMINATION	NUMBER	TOTAL
\$100			\$1 (COIN)		
\$50			HALF DOLLAR		
\$20			QUARTER		
\$10			DIME		
\$5			NICKLE		
\$2			PENNY		
\$1					

TOTAL (PAPER CURRENCY): _____ TOTAL (COIN CURRENCY): _____

TOTAL CASH COUNT: _____ COUNTER AND VERIFIER INITIALS AND ID# _____

PERSONAL PROPERTY

ITEM	AMOUNT	ITEM	AMOUNT
Watch		Rings	
Comb		Brush	
Lighter		Cigarettes	
Cigars		Knife	
Pen		Belt	
Earrings		Bracelet	
Necklace		Car Keys	
Other Keys		Wallet	
Purse	One Purse	Glasses	
Hat		Coat	
Shirt		Cellular Phone	

OTHER ITEMS NOT LISTED ABOVE

CERTIFICATIONS

I CERTIFY THE ABOVE IS A TRUE AND CORRECT LIST OF MY PERSONAL PROPERTY AND CURRENCY AT THE TIME OF MY BOOKING

PRISONER SIGNATURE: Too Combative DATE: 12/29/15

I CERTIFY I RECEIVED ALL PERSONAL PROPERTY REMOVED FROM MY POSSESSION AT THE TIME OF BOOKING

PRISONER SIGNATURE: Too Combative DATE: 12/29/15RELEASING OFFICER: R.M.J. 150

DESK CLERK:

Garner - 706

**BILOXI DEPARTMENT OF PUBLIC SAFETY
INVENTORY OF ACQUIRED EVIDENCE/PROPERTY**

Biohazard _____ Number of Arrestees Involved: 01 NCIC Check Positive _____ Negative _____ N/A X

Date of Original Report 29 DEC 15 Time of Original Report 1035 Case Number 15-031906

Type Offense

POSSESSION OF CS, DISORDERLY, RESISTING ARREST

Property Received From

Check if Unattended

Address From Which Property Received

Officer Inventorying Date Time
Property ID No. 135 Officer Sgt. McKaig 29 DEC 15 1400

Reason for Inventory **Describe**

Evidence For

Person Who Property Can Be Returned To

Person Who Properly Can Be Retained To

NA

Address & Phone Number N/A Contacted? Yes No

Item No.	Bin No.	Detailed Description of Property / Evidence
135-01	ISLU	DVD WITH RECORDED VIDEO BEHAVIOR AT THE ER BY [REDACTED]

CHAIN OF CUSTODY

Garner - 710

Reviewing Supervisor /

3016 Longfellow Dr.
Bay St. Louis, MS 39520
(228) 467-2312
(228) 467-0657
bxgill@mddo.state.ms.us

**MS. Department of
Corrections**

Fax

12/15

To:	Biloxi Police Records	From:	Agent Gill
Fax:	228-435-6139-6144	Pages:	1
Phone:		Date:	1/15/216
Re:	[REDACTED]	cc:	
<input type="checkbox"/> Urgent <input type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input type="checkbox"/> Please Reply <input type="checkbox"/> Please Recycle			

Comments:

Will you please fax me the police report on [REDACTED] Charlotte [REDACTED] She was arrested on December 29, 2015 for DUI and other charges.

Thank for your time in this matter.

Thank you,

Barbara B. Gill
Barbara B. Gill, PPA III

#15-031906

Biloxi Police Department
See Attached Record
Checked by [REDACTED]
Date 1-20-16

SUBPOENA DUCES TECUM

CASE NO.: 15-0 31906

STATE OF MISSISSIPPI COUNTY OF HARRISON CITY OF BILOXI

TO ANY LAWFUL OFFICER OF THE STATE OF MISSISSIPPI

This is to command you to summons (Wharfe House manager), 998

Cedar Lake Rd, Biloxi, MS 39532 to produce a copy of surveillance tape of Due Arrest

29 Dec 15, 10:35 HRS, at [REDACTED] w/p [REDACTED] [REDACTED]

to appear before the Judge of the Municipal Court of the City of Biloxi, MS at 170 Porter Avenue, Biloxi, MS on the 3rd day of Feb

, 20¹⁶, at 0900 AM, to testify in the case of CITY OF BILOXI VS

[REDACTED] and have then and there this writ.

DC

Witness my hand this

Conrad Burns

4, day of January, 20¹⁶

- May add casino incident number

BILOXI POLICE DEPARTMENT
Media Report



Name: NONE
File Type: OTHERS
Link To: NONE
Tattoo/Scar:
Position:
Date: 01/02/2016
Notes: [REDACTED] HCSO booking photo 29 December 2015

BILOXI POLICE DEPARTMENT

Impound Report

Module INCIDENTS	Agency BILOXI POLICE	Module ID No 15-031906	Impound No 15-003552
Vehicle	Year/Make 2004 HYUNDAI	Plate Number/State/Yr. [REDACTED] MS 2016	
	Model XG350	VIN [REDACTED]	
	Style 4-DOOR AUTOMOBILE	Odometer	
	Color WHITE	Locked/Keys Present No No	
Owner / Driver	Owner Name CHARLOTTE RENEE KAY		
	Owner Address 6398 CALGARIE CAISSE RD, PERKINSTON MS 39070	Phone	
	Driver Name CHARLOTTE RENEE KAY		
	Driver Address 6398 CALGARIE CAISSE RD, PERKINSTON MS 39070	Phone	
Impound Info	Towed From 611 S BAY LAKE RD, BILOXI MS 39532		
	Towed To [REDACTED]		
	Towed By COASTAL TOWING	Reason DRIVER ARRESTED	
	Impound Officer MANNING, KIT	Impound Date/Time 12/29/2015 10:53:00 AM	Rotation Yes
Condition 347			
Hold	Hold Reason		
	Hold Date/Time 12/29/2015 10:53:00 AM	Hold Officer	
	Special Instructions		
	Hold Released	Hold Released By	
Release	Release Date/Time	Released By	
	Released		
	Released To	Phone	
	Verification		
Inventory			

BILOXI POLICE DEPARTMENT

Impound Inventory Report

Module INCIDENTS	Agency BILOXI POLICE	Module ID No 15-031906	Impound No 15-003552			
Inventory Details	Was the Owner Notified? If yes, how? When?		Vehicle Condition	Vehicle Damage		
	NO					
	Processed for Prints?	Wheel Covers?	Custom Wheels?	Floor Mats?	Were keys used?	Was vehicle wired?
	NO	NO	NO	NO	NO	NO
	Radio Equipment		Tools / Equipment		Valuables	Cash Amt?
<input type="checkbox"/> AM	<input type="checkbox"/> CD Player	<input type="checkbox"/> Spare Tire	<input type="checkbox"/> Specialty Tools	<input type="checkbox"/> Checks		
<input type="checkbox"/> FM	<input type="checkbox"/> CB Radio	<input type="checkbox"/> Jack	<input type="checkbox"/> Other	<input type="checkbox"/> Jewelry		
<input type="checkbox"/> Cassette Player	<input type="checkbox"/> Other	<input type="checkbox"/> Mechanical Tools		<input type="checkbox"/> Currency		
Clothing		Contents		Contraband		
<input type="checkbox"/> Male	<input type="checkbox"/> Personal Papers	<input type="checkbox"/> Drugs	<input type="checkbox"/> Burglary Tools	Weapons		
<input type="checkbox"/> Female	<input type="checkbox"/> Business Papers	<input type="checkbox"/> Counterfeit	<input type="checkbox"/> Other	<input type="checkbox"/> Rifles		
<input type="checkbox"/> Adult	<input type="checkbox"/> Miscellaneous	<input type="checkbox"/> Stolen Property		<input type="checkbox"/> Pistols		
<input type="checkbox"/> Children				<input type="checkbox"/> Knives		
				<input type="checkbox"/> Other		

KK

JUVENILE

CITY OF BILOXI
UNIFORM ARREST/BOOKING FORM

Beat 7 Grid 1
Arrest # 15-007378

SECURED IN HOLDING CELL CITIZEN NON-US CITIZEN

Case # 15-031906

Full Name of Person Arrested (Last, First, Middle)

Alias, Maiden, or Nickname

Address of Arrestee Street / House Number

City / State / Zip

Home Telephone Number

None

DL/ID State
MS

DL / ID Number

None

Expired

Suspended

ID Only

DL Type

Operators

DL / ID Expiration Date

Commercial

Occupation and Employer

Unemployed

Social Security Number

Same as DL

Personal Information

Age 42 Sex F Race White Height 509 Weight 145 Hair Color Brown Eye Color Brown Shoe Size 10.5 Scars, Birth Marks, Tattoos, Amputations (use comments section at bottom of page if needed)

ROSE RIGHT ANKLE

Date of Birth

01-01-1973

Place of Birth (City & State)

COLLINS, MS

Blood Type

A+

Contact in Event of Emergency

KAREN MANNING

Relationship

Spouse

Contact's Address

Street / House Number

SAME

City / State / Zip

Home Telephone Number

(228) 455-1234

Business Telephone Number

()

Date of Arrest

12-29-15

Time of Arrest

1035

Location of Arrest

998 CEDAR LAKE ROAD

PLEA

COURT CLERK USE ONLY,
Disposition

Charge / Offense

Felony Misdemeanor Traffic

Date of Offense

12-29-2015

Court Date / Time

PENDING

Bond Amount

10,000

POCS (Schedule 1)

Charge / Offense

Felony Misdemeanor Traffic

Date of Offense

Court Date / Time

Bond Amount

Charge / Offense

Felony Misdemeanor Traffic

Date of Offense

Court Date / Time

Bond Amount

Charge / Offense

Felony Misdemeanor Traffic

Date of Offense

Court Date / Time

Bond Amount

Charge / Offense

Felony Misdemeanor Traffic

Date of Offense

Court Date / Time

Bond Amount

C S Released - NO Charge County Jail

U T Released - Summons Juvenile Shelter

S A Pre-Trial Release Juvenile Detention

T T Bond Company

D U Cash Bail Receipt #

Family Court

Municipal Court

1st 2nd

Judicial

Justice

Circuit

Chancery

Check All Items That Apply

Drinking Cooperative

Drunk Resistive

Drugs Belligerent

Total Bond

10,000

Bond Authorized By

Strong

Conditions of Bond/ Bail

Arresting Officer (ID # and Name)

180 MANNING

Assisting Officer(s) (ID # and Name)

205 GARNER

How was Arrest Made?

On View On Call Warrant Instanta

Judge

Date of Warrant

Assigned Booking Officer

150 MOEN

Officer Completing Custody

180 MANNING

Juvenile

Other Persons Arrested for Same Offense

None

Transporting Officer (ID # and Name)

180 MANNING

Property

Yes No

1.

2.

Fingerprinted Yes No

By **TOC** **Carbafive**

Mug Shot Taken Yes No

By **TOC** **Carbafive**

Telephone Call Yes No Refused

Called

Detective Notified

Yes No

Name **230 Gote**

Individual Armed Yes No

Weapon

Vehicle Towed? Yes No

By **KTS**

Hold Placed On Vehicle? Yes No

Authorized By

Supervisor Notified

Yes No

Name **135 McKee**

Juvenile's Father or Guardian Name

Address

Telephone #

Contacted By

Juvenile's Mother or Guardian Name

Address

Telephone #

Contacted By

Release Date/Time

Released to

Where Held

Warrants

Facility

Adult Detention Juvenile Detention Shelter

Release Date/Time

Officer (# & Name)

Release Status (Bond or Time Served, Etc.)

NCIC NCIC #-

Charges

Agency

Negative Hit

IX NCIC Hit Probation Parole

Offense

Case Supervisor

Defendant's Rights Given By

Date

Time

Location

Witness(es)

Verbal

Penn

Comments:

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**MM
15**

CITY OF BILOXI
UNIFORM ARREST/BOOKING FORM Arrest # 15-007378

Beat 7 Grid IX

JUVENILE

SECURED IN HOLDING CELL CITIZEN NON-US CITIZEN

Case # 15-031906

Full Name of Person Arrested (Last, First, Middle): [REDACTED]									Alias, Maiden, or Nickname: [REDACTED]			
Address of Arrestee Street / House Number: [REDACTED]					City / State / Zip: [REDACTED]		Home Telephone Number: [REDACTED] <input type="checkbox"/> None					
DL/ID State: MS		DL/ID Number: <input type="checkbox"/> None <input type="checkbox"/> Expired <input type="checkbox"/> Suspended <input type="checkbox"/> ID Only						DL Type: <input checked="" type="checkbox"/> Operators <input type="checkbox"/> Commercial	DL/ID Expiration Date: [REDACTED]			
Occupation and Employer: <input checked="" type="checkbox"/> Unemployed									Social Security Number: [REDACTED] <input type="checkbox"/> Same as DL			
Age: 42 Sex: F Race: White Height: 509 Weight: 145 Hair Color: Brown Eye Color: Brown Shoe Size: 10.5 Scars, Birth Marks, Tattoos, Amputations (use comments section at bottom of page if needed): ROSE RIGHT ANKLE												
Date of Birth: 02-17-1973		Place of Birth (City & State): COLLINS, MS			Blood Type: A+		Contact in Event of Emergency: [REDACTED]		Relationship: Spouse			
Contact's Address Street / House Number: SAME			City / State / Zip:			Home Telephone Number: [REDACTED]			Business Telephone Number: ()			
Date of Arrest: 12-29-15		Time of Arrest: 1035		Location of Arrest: 998 CEDAR LAKE ROAD					PLEA:	COURT CLERK USE ONLY Disposition: 2 MAY		
Charge / Offense: <input type="checkbox"/> Felony <input checked="" type="checkbox"/> Misdemeanor <input type="checkbox"/> Traffic DISORDERLY CONDUCT				Date of Offense: 12-29-2015		Court Date / Time: 6 MAR 2016/ 0900		Bond Amount: \$281.00				
Charge / Offense: <input type="checkbox"/> Felony <input checked="" type="checkbox"/> Misdemeanor <input type="checkbox"/> Traffic RESISTING ARREST				Date of Offense: 12-29-2015		Court Date / Time: 6 MAR 2016/ 0900		Bond Amount: \$536.00				
Charge / Offense: <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Traffic CHILD ENDANGERMENT				Date of Offense: 12/29/15		Court Date / Time: 6 MAR 2016/ 0900		Bond Amount: \$1000.00				
Charge / Offense: <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Traffic				Date of Offense:		Court Date / Time:		Bond Amount:				
C S <input type="checkbox"/> Released - NO Charge <input type="checkbox"/> County Jail U T <input type="checkbox"/> Released - Summons <input type="checkbox"/> Juvenile Shelter S A <input type="checkbox"/> Pre-Trial Release <input type="checkbox"/> Juvenile Detention T T <input type="checkbox"/> Bond Company: [REDACTED] O U <input type="checkbox"/> Bond Company: [REDACTED] D S <input type="checkbox"/> Cash Bail Receipt #: [REDACTED]				Family Court <input type="checkbox"/> Municipal Court <input checked="" type="checkbox"/> 1st 2nd Judicial <input type="checkbox"/> Justice <input type="checkbox"/> Circuit <input type="checkbox"/> Chancery <input type="checkbox"/>		Check All Items That Apply <input type="checkbox"/> Drinking <input type="checkbox"/> Cooperative <input type="checkbox"/> Drunk <input checked="" type="checkbox"/> Resistive <input checked="" type="checkbox"/> Drugs <input type="checkbox"/> Belligerent		Total Bond: \$1817.00 Bond Authorized By: [REDACTED]			Conditions of Bond if any: [REDACTED]	
Arresting Officer (ID # and Name): 180 MANNING				Assisting Officer(s) (ID # and Name): 205 GARNER								
How was Arrest Made? <input type="checkbox"/> On View <input checked="" type="checkbox"/> On Call <input type="checkbox"/> Warrant <input type="checkbox"/> Instanta				Assigned Booking Officer: 150 MOEN				Officer Completing Custody: 180 MANNING				
Judge: Date of Warrant: [REDACTED]												
Other Persons Arrested for Same Offense: <input checked="" type="checkbox"/> None				Transporting Officer (ID # and Name): 180 MANNING				Property Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>				
Fingerprinted: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/>		Mug Shot Taken: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/>		Telephone Call: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Refused		Detective Notified: <input type="checkbox"/> Yes <input type="checkbox"/> No						
By: [REDACTED]		By: [REDACTED]		# Called: [REDACTED]		Name: [REDACTED]						
Individual Armed: <input type="checkbox"/> Yes <input type="checkbox"/> No		Vehicle Towed?: <input type="checkbox"/> Yes <input type="checkbox"/> No		Hold Placed On Vehicle?: <input type="checkbox"/> Yes <input type="checkbox"/> No		Supervisor Notified: <input type="checkbox"/> Yes <input type="checkbox"/> No						
Weapon: [REDACTED]		By: [REDACTED]		Authorized By: [REDACTED]		Name: [REDACTED]						
Juvenile's Father or Guardian Name:		Address:						Telephone #:		Contacted By:		
Juvenile's Mother or Guardian Name:		Address:						Telephone #:		Contacted By:		
Release Date/Time:		Released to:						Where Held:				
Facility: <input type="checkbox"/> Adult Detention <input type="checkbox"/> Juvenile Detention <input type="checkbox"/> Shelter <input type="checkbox"/>				Release Date/Time:		Officer (# & Name):				Release Status (Bond/or Time Served, Etc.):		
NCIC #: [REDACTED]		Charges:						Agency: [REDACTED]				
<input checked="" type="checkbox"/> Negative <input type="checkbox"/> Hit												
DOC: <input checked="" type="checkbox"/> Negative <input type="checkbox"/> Hit <input type="checkbox"/> Probation <input type="checkbox"/> Parole		County:		Offense:				Case Supervisor:				
Defendants Rights Given By:		Date:		Time:		Location:		Witness(es):		<input type="checkbox"/> Verbal <input type="checkbox"/> Forn		
Comments: [REDACTED]												

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